



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 00-505-I)

In the Application of:

Hillman, Jeffrey D.

Serial No.: 10/092,243

Filing Date: March 6, 2002

For: Identification of Microbial Polynucleotides  
Expressed During Infection of a Host

Examiner: TBA

Group Art Unit: 1653

TRANSMITTAL LETTER

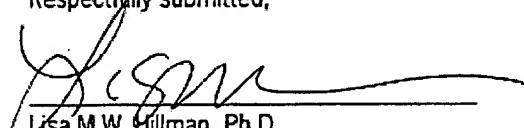
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In regard to the above identified application,

1. We are transmitting herewith the attached:
  - a) Response to Office Communication dated November 9, 2004
  - b) Return Receipt Postcard
2. With respect to fees:
  - a) No fee is required.
  - b) Please charge any underpayment or credit any overpayment our Deposit Account, No. 13-2490.
3. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on December 3, 2004.

Respectfully submitted,

  
Lisa M.W. Hillman, Ph.D  
Registration No. 43,673

Dated: December 3, 2004



**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**  
(Case No. 00-505-I)

In re Application of:	)	
	)	
<b>Hillman</b>	)	
	)	
Serial No.: <b>10/092,243</b>	)	Examiner: <b>Shibuya</b>
	)	
Filed: <b>March 6, 2002</b>	)	Art Unit: <b>1639</b>
	)	
For: <b>Identification of Microbial Polynucleotides</b>	)	Conf. No. <b>9604</b>
<b>Expressed During Infection of a Host</b>	)	

**RESPONSE**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

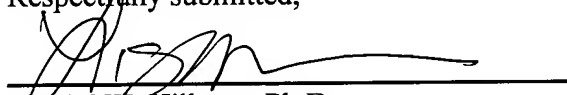
Sir:

This paper is filed in response to the Office Communication mailed on November 9, 2004 in the above-mentioned application. Applicants originally elected Group I, claims 1-12, the human species, in response to the restriction requirement issued on July 23, 2004. The Office Communication states that species must be elected according to paragraph 3, 5, and 6 of the original restriction requirement. For paragraph 3, Applicants elect bacterium. For paragraph 5, Applicants elect nitrocellulose. For paragraph 6, Applicants elect *Actinobacillus*.

It is believed that no fee is due in connection with this filing; however, if a fee is due the Commissioner is authorized to charge our deposit account number 13-2490.

Respectfully submitted,

Dated: 12/3/04

  
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Lisa M. W. Hillman, Ph.D  
Registration No. 43,673

McDonnell, Boehnen,  
Hulbert & Berghoff LLP  
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(312) 913-0001